

AT-13711



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Keller et al.
FOR : GOLF BALL WHICH INCLUDES
FAST-CHEMICAL-REACTION-
PRODUCED COMPONENT AND
METHOD OF MAKING SAME
SERIAL NO. : 09/040,798
FILED : March 18, 1998
EXAMINER : Steven Wong
ART UNIT : 3711
CUSTOMER NO. : 24492
ATTORNEY DOCKET NO. : P-5550
(SLD 2 0207)

#20/hrs. re: Decision on Related
Appeal Cases
h. morgan
10/12/01

Cleveland, Ohio 44114-2511
October 5, 2001

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NOTICE OF DECISION ON APPEAL OF RELATED CASE UNDER
37 C.F.R. § 1.192(C)(2) and § 1.192(c)(8)

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

Appellant, Spalding Sports Worldwide, Inc., recently received
a decision in its favor in an appeal of a rejection in U.S. application Serial
No. 08/815,556, filed March 12, 1997, entitled "Improved Multi-Layer Golf
Ball."

CERTIFICATE OF MAILING

I hereby certify that this correspondence and related papers are being deposited with the
United States Postal Service as first class mail in an envelope addressed to: Assistant
Commissioner for Patents, Washington, D.C. 20231 on 10/5/01.

By: Mary Ann Temesvari
Mary Ann Temesvari

In that decision, the Board of Patent Appeals reversed an Examiner's rejection under § 103 on grounds that the rejection was based on improper hindsight reconstruction.

The present application is not directly related (on priority grounds) to the '556 application. However, both applications are directed to similar subject matter. And so, a decision in the '556 application is believed to be relevant in the appeal of the present application.

Accordingly, Appellant wishes to bring to the attention of the Board, the recent favorable decision in Appellant's '556 application.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

A handwritten signature in black ink, appearing to read "Mark E. Bandy", is written over a horizontal line.

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